

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

WILDEARTH GUARDIANS,)	
)	
Plaintiff,)	Case No. 1:14-cv-00666-RB/SCY
)	
v.)	
)	
UNITED STATES BUREAU OF)	
RECLAMATION, UNITED STATES)	
ARMY CORPS OF ENGINEERS,)	
)	
Federal Defendants,)	
)	
and)	
)	
MIDDLE RIO GRANDE CONSERVANCY)	
DISTRICT,)	
)	
Intervenor-Defendant.)	
)	

**STIPULATION OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FED.R.CIV.P. 41(a)(1)(A)(ii)**

The parties to this case hereby stipulate, through the undersigned counsel, that the First Claim for Relief, the Third Claim for Relief, and the Fourth Claim for Relief in Plaintiff's Third Amended Complaint (ECF Doc. No. 66) shall be dismissed without prejudice pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii). Each of these claims are claims against Defendant U.S. Bureau of Reclamation. In an Order of September 23, 2015, this Court previously dismissed Plaintiff WildEarth Guardians' Second Claim for Relief against Defendant U.S. Bureau of Reclamation as non-justiciable at that time. ECF Doc. No. 70.

The remaining claims in this lawsuit, after the dismissal of the claims identified in the paragraph above are all the claims against Defendant U.S. Army Corps of Engineers: the Fifth Claim for Relief, the Sixth Claim for Relief, and the Seventh Claim for Relief.

In light of the fact that there are no remaining claims against the U.S. Bureau of Reclamation in this lawsuit, the parties agree that Defendant U.S. Bureau of Reclamation should be dismissed from this action.

Dated: March 1, 2017

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